



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gregory B. Altshuler, et al.
Application No: 10/702,104 – 6794
Filing Date: November 4, 2003
Entitled: Method and Apparatus For
Delivering Low Power Optical
Treatments
Atty. Docket No: 105090-129

Group Art Unit: 3739

Examiner: Henry M. Johnson, III

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Enclosed are the following documents for filing in connection with the above-referenced patent application:

1. Response to Restriction Requirement; and
2. Return receipt postcard.

The Commissioner is hereby authorized to charge any underpayments or overpayments in connection with this filing to our Deposit Account No. 141449, Reference No. 105090-129, Customer No. 021125. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

January 10, 2005

Date

Deborah A. Miller
Deborah A. Miller, Reg. No. 53,328

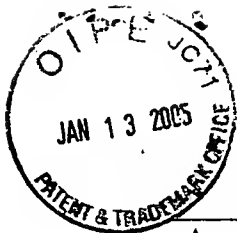
Respectfully submitted,

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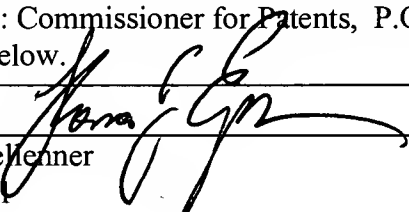
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<u>Certificate of Mailing (37 C.F.R. 1.8(a))</u>	
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<i>10 January 2005</i>	By: 
Date of Signature and Mail Deposit	Thomas J. Englemmer Reg. No. 28,711

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed December 10, 2004, Applicants hereby provisionally elect Species 2 as shown by embodiment 2, in Figure 2. However, Applicants respectfully request reconsideration of the restriction based on the teleconference with the Examiner on December 21, 2004 and the following remarks.

REMARKS

In the Office Action mailed from the Patent Office on December 10, 2004, the Examiner required election of one of the following 10 species:

- Species 1 as shown by embodiment 1 in Figure 1;
- Species 2 as shown by embodiment 2 in Figure 2;
- Species 3 as shown by embodiment 3 in Figure 3;